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Designated solely for service pursuant to LR IA 11-1(b)

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ERIKA SMITH, individually and on behalf of all
those similarly situated,

Plaintiff,

vs.

ALLSTATE FIRE AND CASUALTY
INSURANCE COMPANY, ALLSTATE
INDEMNITY COMPANY, ALLSTATE
INSURANCE COMPANY, ALLSTATE
NORTHBROOK INDEMNITY COMPANY,
ALLSTATE PROPERTY AND CASUALTY
INSURANCE COMPANY, ALLSTATE
VEHICLE AND PROPERTY INSURANCE
COMPANY, DOES 1 through 10,

Defendants.

No. 2:21-cv-00487

**STIPULATION AND ORDER TO
STAY DISCOVERY**

Plaintiff Erika Smith (“Plaintiff”) and Defendants Allstate Fire and Casualty Insurance Company, Allstate Indemnity Insurance Company, Allstate Insurance Company, Allstate Northbrook Indemnity Company, Allstate Property and Casualty Insurance Company, and Allstate Vehicle and Property Insurance Company (collectively, “Defendants”), by and through their attorneys, for good cause shown, hereby stipulate and agree as follows:

1. On May 14, 2021, Defendants moved to dismiss Plaintiff’s Complaint [ECF No. 36] (the “Motion”).

2. Plaintiff filed her Response to Defendants’ Motion on June 14, 2021 [ECF No. 39].

3. Defendants filed a Reply in Support of the Motion on July 9, 2021 [ECF No. 40].

4. Pending resolution of Defendants’ Motion, the Parties agree and stipulate to a stay of discovery including, but not limited to, any discovery obligations set forth in Fed. R. Civ. P. 26 and LR 26-1, in order to preserve judicial and party resources. The Parties are in agreement that a stay of discovery is warranted at this time. Moreover, discovery is not required to resolve the pending Motion.

5. If the Court denies Defendants’ Motion, in whole or in part, the Parties agree to submit a discovery plan and scheduling order within 30 days after entry of the Court’s order on the Motion.

6. Good cause exists to enter the Parties’ stipulated stay of discovery.

7. The Parties represent that this stipulation is sought in good faith and not for the purposes of delay.

The Parties respectfully request that the Court so order.

Dated: August 6, 2021

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(Signed by filing attorney with permission
received via e-mail on August 6, 2021)

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Order

IT IS SO ORDERED:

1. Discovery is stayed pending resolution of Defendants' Motion to Dismiss.
2. The Parties shall submit a discovery plan and scheduling order within 30 days of the Court's Order if the Motion is denied.

IT IS SO ORDERED

DATED: 5:58 pm, August 09, 2021



BRENDA WEKSLER
UNITED STATES MAGISTRATE JUDGE